

DAVID AKER

EDUCATION

ST. JOHN'S UNIVERSITY, Jamaica, New York

J.D. 1981 - Top 12% of Class - Dean's List All Years

Directed student IP Law society, edited student IP Law publication

Argued a patent law issue in 1979-80 Moot Court Competition

STATE UNIV. OF NEW YORK AT STONY BROOK

M.S. Materials Science 1975 - Teaching Assistant - Received

Honorable Mention in National Science Graduate Fellowship Competition

THE COOPER UNION, New York, New York

B.S. Physics 1973 - Dean's List - Elected to Physics Honors Society

Instrument Society Student Paper Award. Research Assistant on NSF and

Research Corporation Grants. President of Society of Physics Students

LEGAL EXPERIENCE

- 2012-Present **Ohlandt Greeley Ruggiero & Perle LLP, Stamford, Connecticut**
Of Counsel
Handle domestic and international patent prosecution including US patent office appeals, trademark and copyright issues, and patent licensing, for firm and personal clients. Draft opinions relating to validity and infringement of patents for domestic and foreign clients.
- 2002-2012 **David Aker, Attorney at Law, Hartsdale, New York**
Sole Practitioner
Engaged in the practice of all aspects of intellectual property law for clients ranging from Fortune 500 companies, to start ups, to individual inventors, including litigation in federal courts, licensing, preparation of right to use studies and patent infringement opinions, due diligence investigations, preparation and prosecution of United States and foreign patent applications, trademark applications, and advice and counsel on trademark and copyright matters. Particular patent expertise in electrical, computer, mechanical and process related inventions. Patent expert in patent litigation.
- 2001-2002 **KX Industries, L.P., Orange, Connecticut**
Patent Counsel and Business Development
Responsible for all aspects of intellectual property for world's largest manufacturer of carbon block water filters, air filter media and gas masks. Drafted and prosecuted patent applications. Drafted and assisted in negotiation of product development and supply agreements, and license agreements. Provided intellectual property opinions.
- 1999-2001 **PERMAN & GREEN, LLP, Fairfield, Connecticut**
Intellectual Property Attorney
Handled full range of intellectual property matters for a broad range of domestic and international clients with emphasis on electrical arts, software, and licensing. Consulted on litigation matters and managed European patent opposition.

- 1996-1999 **THE PERKIN-ELMER CORPORATION**, Norwalk, Connecticut
**(later became Applera Corp.; merged into Life Technologies Corp.
and then Thermo Fisher Scientific Inc.)**
Chief Patent Counsel, Analytical Instruments
Worldwide responsibility for all aspects of intellectual property for Analytical Instruments Division, having sales of over \$650 Million/year. Assisted management in decisions on patent and trademark application filings, evaluation of adversely held rights, due diligence on corporate and technology acquisitions and licensing. Managed one attorney in house and various United States and foreign law firms with respect to patent prosecution and litigation. Supervised drafting of, occasionally drafted and frequently prosecuted United States patent applications and provided prosecution instructions to foreign law firms. Managed budget of \$1.3 Million per year. Negotiated corporate aircraft agreements and conducted closings of purchase and sale of company owned aircraft. Handled intellectual property aspects of sale of division and corporate name.
- 1990-1996 **IBM CORPORATION**, Yorktown Heights, New York
Attorney, Intellectual Property Law
Prosecution of Research Division inventions including liquid crystal displays, disk drives and semiconductor devices, contract negotiations and review including software license agreements, patent clearances and preparation of validity opinions. Assisted executives in technology assessment.
- 1987-1990 **GOTTLIEB, RACKMAN & REISMAN**, New York, New York
Associate Attorney
Emphasis on patent protection for electronic and mechanical devices, medical devices, and copyright protection for computer software; patentability and infringement opinions and litigation including drafting of pleadings and motions and document discovery. Drafted and reviewed license and business agreements.
- 1986-1987 **GRUMMAN CORPORATION**, Bethpage, New York
Patent Attorney
Preparation and prosecution of patent applications for electronic and mechanical apparatus, metallurgy and special materials. Filed first mask work applications.
- 1982-1985 **LADAS & PARRY**, New York, New York
Associate Attorney
Responsible for preparing and arguing appeals and prosecuting U.S. and foreign patent applications for electronic, mechanical and electromechanical inventions. Prepared patent infringement opinions.
- 1980-1981 **PENNIE & EDMONDS**, New York, New York
Patent Agent and Law Clerk
Prepared and prosecuted patent applications, conducted legal research and assisted in preparation of briefs, interrogatories, motions and pleadings for patent litigation.

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ENGINEERING EXPERIENCE

- 1978-1980 **CONTROLOTRON CORPORATION**, Hauppauge, New York
Special Projects Manager
Developed and managed an applications engineering group for ultrasonic flow meters.
Trained navy personal in theory and operation of equipment. Liaison to patent counsel.
- 1976-1978 **ENVIROTECH CORPORATION (NATIONAL SONICS DIV.)**
Hauppauge, New York
Physicist
Developed ultrasonic transducers and served as liaison to patent counsel. Advised sales department on application problems. Lectured on theory and operation of equipment.

ACADEMIC EXPERIENCE

- 1983-Present **TOURO COLLEGE JACOB D. FUCHSBERG LAW CENTER**
Central Islip, New York
Adjunct Professor of Law
Developed and teach three credit course in Patent Law, two credit courses in Patent Practice, Patent Litigation, Computer Law, Intellectual Property and Licensing. Received law school's first annual Adjunct Professor of the Year Award for dedicated and distinguished service to students. Served as Member of advisory board of Institute for Business, Law & Technology.

PUBLICATIONS

Patent Law: A Practitioner's Guide, Fourth Edition, a one volume treatise published by the Practising Law Institute and updated yearly
Joint Inventor of United States Patent No. 4,130,018; Two technical papers

ADMISSIONS

United States Court of Appeals for the Federal Circuit, 1999
United States District Courts, Southern (1985) and Eastern (1984) Districts of New York
State Bar of New York, 1982
United States Patent and Trademark Office, 1979 as patent agent, 1982 as patent attorney

GUEST LECTURES AND PRESENTATIONS

Practicing Law Institute Patent Bar Review Course, N.Y., 2006 - 2011
Eastern New York Intellectual Property Law Association 2000, 2005, 2010
Nassau County Bar Association 1994, 1996, 1998, 2001, 2006
Greater Norwalk Amateur Radio Club 2001
The Regional Bar Association 2000
Suffolk County Bar Association 1997
The Corporate Bar Association of Westchester and Fairfield 1997
State University of New York at Stony Brook 1983